

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jon Erik BRAENDEN et al.
Confirmation No. : 4672
Serial No. : 10/594,361
Filed : August 6, 2007
For : ACID ADDITION SALTS OF 5-AMINOLEVULINIC ACID OR ITS DERIVATIVES
Examiner : Valenrod, Yevgeny
Art Unit : 1621
Customer No. : 26646

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is electronically transmitted to the USPTO via the Office of electronic filing system on:

Date: September 27, 2010

Signature: /Rita Hannan/
Rita Hannan

Interview Summary Pursuant to M.P.E.P. § 713.04

S I R:

This Interview Summary is submitted to record the substance of the telephone interview of August 11, 2010, initiated by Applicants' representative Lawrence H. Frank.

Remarks begin on page 2.

Summary of Interview

Present at Interview: Examiner Yevgeny Valenrod and Applicant's representative Lawrence H. Frank.

Claims discussed: Claim 31

Substance of Interview:

Examiner Valenrod and Mr. Frank previously agreed that withdrawn claims directed to a method of treatment would not be rejoined and that the Examiner would cancel such claims by Examiner's amendment. *See* Examiner-Initiated Interview Summary (April 20, 2010). The Examiner cancelled claim 31, which was a member of elected group I, had not been withdrawn, and was not directed to a method of treating. *See id.*, Amendment (February 17, 2010), Restriction Requirement (April 30, 2008), Election (October 28, 2008). Mr. Frank requested that claim 31 be reinstated and Examiner Valenrod agreed to do so.

Respectfully submitted,

KENYON & KENYON LLP

Dated: September 24, 2010

By: /Lawrence H. Frank/
Lawrence H. Frank
Reg. No. 51,700

One Broadway
New York, NY 10004
tel. (212) 908-6140 (direct)
fax. (212) 425-5288